

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE	JURY	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR								NUMBER	DEM.	YR.	NUMBER
1085/4	76	0412	8	3	76	2	210	1					8510	P D	76	0412-C

PLAINTIFFS

DEFENDANTS

INDEPENDENT SCHOOL DISTRICT NO. 25,
OSAGE COUNTY, OKLAHOMA

1.9 acres of land described as
all that part of the SE/4 of
the SW/4 of Section 6, Township
24 North, Range 6 East, lying
east of Highway No. 18 in Osage
County, Oklahoma, HAROLD WEST, SR
a restricted Osage Indian,
CELESTIA MAE WEST, a restricted
Osage Indian, NEZZIE HORN,
County Treasurer of Osage County,
BOARD OF COUNTY COMMISSIONERS OF
OSAGE COUNTY, the SECRETARY OF THE
INTERIOR OF THE UNITED STATES OF
AMERICA and the UNITED STATES OF
AMERICA.

CAUSE

25 USCS 357 Condemnation of lands under laws of States Condemnation of
restricted Osage Indian lands for School Board purposes.

ATTORNEYS

Heskett, Heskett & Robertson
Bill Heskett, Joe Robertson,
P. O. Box 447 Dean Daniel
Pawhuska, Oklahoma 74056
918-287-1545

William Hall (Bd. of Co. Commsrs &
Dist. Atty. Nezzie Horn)
District 10
County Courthouse
Pawhuska, OK 74056
287-1510

Hubert A. Marlow

Jack N. Shears, Jr. (Harold West &
P. O. Box 2085 Celestia West)
Ponca City, OK 74601
762-8384

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD

DATE MAILED

JS-5

9-1-76

JS-6

3-1-77

DATE 1976	NR.	PROCEEDINGS
8-3	1.	Complaint, filed. Summons issued. ph
8-3	2.	Notice to deft. Secretary of the Interior of the USA, filed. ph
8-3	3.	Notice to deft. Harold West, Sr., filed. ph
8-3	4.	Notice to deft. Nezzie Horn, County Treasurer of Osage Co, filed. ph
8-3	5.	Notice to deft. Celestia Mae West, filed. ph
8-3	6.	Notice to deft. Board of Co. Commsrs. of Osage Co., filed. ph
8-3	7.	Notice to deft. United States of America, filed. ph (Setting all for hearing on appointment of commissioners for 8-18-76 at 9:30 a.m.)
8-10	8.	Notice to deft. USA by serving Atty. General of US, filed, setting hearing on appt. of commsrs. for 8-18-76 at 9:30 a.m. ph summons issued.
8-10	9.	Notice to deft. Harold West, Sr., filed, setting hearing on appt. of commsrs, for 8-18-76 at 9:30 a.m. ph summons issued.
8-10	10.	Notice to deft. Celestia Mae West, filed, setting hearing on appt. of commsrs, for 8-18-76 at 9:30 a.m. ph Summons issued.
8-13	11.	Entry of appearance and disclaimer of Board of Co. Commsrs. of Osage, Co. and Nezzie Horn, County Treas. of Osage Co., Okla., filed. ph
8-17	MO:	Case called for hearing on appointment of commissioners. Parties rep. Pltf. allowed to amend complaint & given 5 days to do so; defts. given 3 days thereafter to object if desired. Court to then make appointment of commissioners (John Condon, Robert Parmalee, Sr., Eddie King - all agreed-to by parties.) (HDC-J)hm
8-20	12.	Pltf's amended complaint, filed.s
8-24	--	Return on U.S. Marshal's Service, Notice & Summons, fld. Mld. 2 cc cps. to Atty. Gen., Wash., D.C., rec'd in Wash. on 8-6-76. Served U.S. Atty., N.D. of OK, on 8-4-76, w/fees of \$6.00. Served Nezziel Horn, Co. Treas., Osage Co. on 8-6-76 in Pawhuska w/fees of \$20.40. Served Bd. Co. Comm., Osage Co. by serving Hazel Shoemake in Pawhuska on 8-6-76 w/fees of \$6.00. Served Sec. of Interior, USA, in Wash., D.C. by cert. mail on 8-4-76 & 8-6-76 w/fees of \$6.00. Unable to serve Harold West, Sr., in Fairfax, OK, on 8-10-76, w/fees of \$6.96. Unable to serve Mrs. Harold West, Sr. or Celestia Mae W. in Fairfax, OK, on 8-10-76. v
8-24	--	Return on U.S. Marshal's Service, Compl., summons & notice, fld. Served Celestia Mae West in San Diego, CA, on 8-19-76, w/fees of \$8.00. v
8-24	--	Return on U.S. Marshal's Service, Compl., summons & notice, fld. Served Harold West, Sr., by serving Mrs. Celestina Mae West in San Diego, CA, on 8-19-76 w/fees of \$9.44. v
8-24	--	Return on U.S. Marshal's Service, Summons & Notice, fld. Served U.S. Atty, Tulsa, on 8-11-76. Mld. 2 cps. by cert. mail to Atty. Gen., Wash., D.C. Date of service 8-11-76, w/fees of \$6.00. v
8-25	13.	Notice of appearance of defts. USA, Sec. of the Interior of USA and Harold West, Sr., filed. ph
8-27	14.	Order, filed, appoint commissioners: Eddie King, John Condon, and Robert Parmalee, Sr. w/Eddie King appointed foreman. (HDC-J)ph cps mld
8-27	15.	Instructions to commissioners, filed. ph cps mld
9-13	16.	Oath of commissioners, filed. rm
9-13	17.	Report of commissioners, filed. Notices mailed (rm)
10-8	18.	Objections by defts. Harold West and Celestia West to Commissioners Report and DEMAND FOR JURY, filed. ph
10-15	19.	Objections to commsrs. report and <u>demand for jury</u> , filed, by pltf. Indep. School Dist. #25, Osage Co., filed. ph

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>76-C-412-C</u>
Independent School Dist. No. 25	1.9 acres of land, et al	PAGE <u>3</u> OF <u>2</u> PAGES

DATE	NR.	PROCEEDINGS
<u>1976</u>		
11-3	MO:	Case set for PT hearing on 2-1-77 at 11:30 a.m.(HDC-J)ph notices mld
12-30	20.	Order, filed, that objections to Commissioner's report are overruled & that issue of just compensation be submitted to a jury. (HDC-J)hm (copies mailed)
<u>1977</u>		
1-13	MO:	Case reset for PT hearing on 3-2-77 at 11:30 a.m.s (HDC-J) cps. mld.
2-14	21.	Agreed Journal Entry, fld. and entered. Ordered that Defts. Harold West, Sr., & Celestia West have judgment from the Pltf. in the sum of \$3,250.00 (less the \$3,000.00 heretofore deposited with the Clerk). The remaining \$250 the pltf. is ordered to pay through the Clerk and upon receipt the Clerk is directed to pay to said defts. Further ordered that the said described property be deemed complete and final & that the appropriation by Pltf. in the condemnation proceeding is approved and confirmed. (HDC-J)v cps mld
3-3	22.	Amendment to agreed journal entry, filed and entered, that 2nd page of agreed journal entry filed on 2/14/77 is amended to delete the name of Celestia Mae West wherever it appears; that the Ct. Clerk is directed to pay award of just comp. and damages to BIA, Osage Agency, for deposit to account of Harold West, Sr. in amt. of \$3,250.(HDC-J)rm copies mailed
3-3	23.	Order, filed, directing Court Clerk to pay \$250 each to commissioners Eddie King, John Condon and Robert Parmalee, Sr.(HDC-J)rm-copies md.
3-3	24.	Receipt and release of judgment by defs., filed. rm

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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PAGE _____ OF _____ PAGES

PROCEEDINGS